

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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In re Application of: VARRIANO-MARSTON, Elizabeth

Group Art Unit: 1772

Serial No. 09/877,757

Examiner: Patterson, Marc

Filed: 06/08/2001

Atty. Dkt. No: MARS93-DIV

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CERTIFICATE OF FACSIMILE 37 CFR 1.8: I certify that this correspondence is being faxed to: Examiner Patterson
at FAX #: 703-872-9306, TEL #: 571-273-1497 on the below date.Date: 08/06/2004
Honorable Commissioner:Debra A. Stengel
[X] Debra A. Stengel or [] Scott J. Asmus, Reg. No. 42,269AFTER FINAL RESPONSE
AMENDMENTINTRODUCTORY COMMENTS

In response to the Office's Final Office Action dated 06/04/2004, the Applicant has timely enclosed herein: 29 pages Office Action After-Final Response; 7 pages Declaration; 4 pages UC Davis Postharvest Technology paper; 2 pages The Wiley Encyclopedia of Packaging Technology; Notice of Appeal (PTO/SB/31); and Filing fee for Notice in the amount of \$165 Credit Card Payment Form PTO-2038.

Please enter the amendments/arguments as follows:

Amendments to the Claims are reflected in the listing of claims which begins on page 2.Remarks/Arguments begin on page 6.

[X] DEPOSIT ACCOUNT 500323 AUTHORIZATION - All necessary fees relating to the attached submittal, if any, are intended to be included. However, the Office is hereby authorized to charge any deficiency or credit any overpayment in the fees relating to the submittal to deposit account 500323, registered to Vernon C. Maine P.L.L.C., dba Maine & Asmus, contact telephone no. 603-886-6100.